1 RODGER R. COLE (CSB NO. 178865) rcole@fenwick.com FILED 2 KIMBERLY I. CULP (CSB NO. 238839) kculp@fenwick.com FENWICK & WEST LLP 3 2808 MAY 30 P 2: 22. Silicon Valley Center 4 801 California Street **JRIGINAL** Mountain View, CA 94041 RICHARD W. WIEKING CLERK U.S. DISTRICT COURT: 5 Telephone: (650) 988-8500 Facsimile: (650) 938-5200 NO. DIST. OF CA. S.J. 6 Attorneys for Defendant 7 SYNGENTA BIOTECHNOLOGY, INC. 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION 11 No. 02732 12 GREG LeFEBVRE and DANISCO US FENWICK & WEST LLP Attorneys at Law Mountain View INC., 13 **DEFENDANT'S RULE 7.1 DISCLOSURE** Plaintiff, **STATEMENT** 14 v. 15 SYNGENTA BIOTECHNOLOGY, INC., 16 Defendant. 17 Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure, Defendant Syngenta 18 19 Biotechnology, Inc. ("Syngenta") states the following: Syngenta is a corporation organized under 20 the laws of the United States of America and there is no publicly held corporation that owns 10% or more of its stock. 21 22 FENWICK & WEST LLP Dated: May 30, 2008 23 24 25 26 Attorneys for Defendant SYNGENTA BIOTECHNOLOGY, INC. 27 28 1285642